

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

APRIL SPEERS,

3:13-cv-01849-HU

Plaintiff,

ORDER

v.

PRE-EMPLOY.COM, INC.,

Defendant.

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BROWN, Judge.

Magistrate Judge Dennis J. Hubel issued Findings and Recommendation (#37) on May 13, 2014, in which he recommends this Court grant Defendant Pre-Employ.com, Inc.'s Motion (#21) to Dismiss pursuant to Federal Rule of Civil Procedure 12 and dismiss Plaintiff April Speers's claim for equitable relief with prejudice, Plaintiff's class allegations without prejudice, and Counts I and II in their entirety without prejudice. The matter is now before this Court pursuant to 28 U.S.C. § 636(b)(1)(B) and Federal Rule of Civil Procedure 72(b).

Because no objections to the Magistrate Judge's Findings and Recommendation were timely filed, this Court is relieved of its

obligation to review the record *de novo*. *Dawson v. Marshall*, 561 F.3d 930, 932 (9th Cir. 2009). See also *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003)(*en banc*). Having reviewed the legal principles *de novo*, the Court does not find any error.

CONCLUSION

The Court **ADOPTS** Magistrate Judge Hubel's Findings and Recommendation (#37). Accordingly, the Court **GRANTS** Defendant's Motion (#21) to Dismiss and **DISMISSES with prejudice** Plaintiff's claims for equitable relief and **DISMISSES without prejudice** all of Plaintiff's class allegations and Counts I and II in their entirety with leave to replead no later than **August 8, 2015**, for consideration by the Magistrate Judge.

IT IS SO ORDERED.

DATED this 23rd day of July, 2014.

/s/ Anna J. Brown

ANNA J. BROWN
United States District Judge